

Message Text

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NEA-10 NSAE-00 RSC-01 OPIC-12 TRSE-00 CIEP-02 LAB-06

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TAGS: ETRD, OECD

SUBJ: 24 TH SESSION OF OECD COMMITTEE OF EXPERTS ON

RESTRICTIVE BUSINESS PRACTICES AND ASSOCIATED

WORKING PARTIES, MAY 14-18

1. FOLLOWING IS GUIDANCE FOR USDEL SUBJECT SESSION KEYED
TO AGENDA ITEMS IN OECD DOC. RBP/ A(73)1 DATED APRIL 19.

2. AGENDA ITEM IV. THE DRAFT REPORT AND DRAFT RECOMMENDA-
TION CONTAINED IN RBP(72)5 HAVE ALREADY BEEN APPROVED AT
LAST MEETING OF WP 3 THEREFORE DEL SHOULD JOIN IN APPROV-
ING BOTH. IN DISCUSSION OF REPORT ON THE OPERATION OF
THE 1967 COUNCIL RECOMMENDATION IN WP 3 MEETING MAY 15
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USDEL MAY WISH TO NOTE US HAS FOUND NOTIFICATION AND EXCHANGE MECHANISM MOST USEFUL.

3. AGENDA ITEM V. DRAFT REPORT DOES NOT COMPLETELY REFLECT ALL CHANGES AGREED UPON AT MARCH 9 MEETING. MOREOVER, IN VIEW OF STRONG OBJECTION BY U. S. PATENT COMMISSIONER WE REQUEST THAT WORDS " WHICH HOLD A LARGE NUMBER OF PATENTS" BE DELETED FROM LINE 3, PAGE 3 OF DAF/RBP/73.95. FINALLY THERE ARE MINOR EDITORIAL SUGGESTIONS USDEL WILL OFFER. WITH THESE CHANGES DRAFT MAY BE APPROVED.

4. AGENDA ITEM VI. IT APPEARS UNLIKELY THAT US ANNUAL REPORT WILL HAVE BEEN REPRODUCED IN BOTH FRENCH AND ENGLISH BY THE SECRETARIAT IN TIME FOR THIS SESSION. IF THIS IS THE CASE, USDEL MAY WISH TO EMPHASIZE MORE IMPORTANT ASPECTS OF U. S. REPORT.

5. AGENDA ITEM VII. USDEL MAY JOIN IN APPROVING PART C OF REPORT OF WP 2 IN PLENARY IF WP 2 AT MAY 15 ACCEPTS FOLLOWING CHANGES: ADD NEW PARAGRAPH REFERRING TO PROPOSED AMENDMENTS TO EXPORT TRADE ACT ANNOUNCED BY PRESIDENT NIXON IN HIS MESSAGE TO CONGRESS ON APRIL 10. THIS NEW PARAGRAPH SHOULD INDICATE THAT THESE AMENDMENTS, IF ADOPTED, WOULD IN PRESIDENT NIXON'S OWN WORDS PROVIDE THAT " OUR LAWS CONCERNING JOINT EXPORT ACTIVITIES ALLOW US TO MEET OUR FOREIGN COMPETITION ON A FAIR AND EQUAL BASIS". THUS THEY WOULD CORRECT SOME OF THE SHORT COMINGS UNDER OUR PRESENT LEGISLATION."

6. AGENDA ITEM VIII. WE SUPPORT IN PRINCIPAL THE SWEDISH DRAFT WHICH IS GENERALLY IN ACCORD WITH U. S. PRACTICE: NEVERTHELESS SOME OF THE LANGUAGE OF THE DRAFT RAISES QUESTIONS OF FEDERAL - STATE RELATIONSHIPS AND WOULD APPEAR TO REQUIRE LEGISLATION IN THE UNITED STATES AND PERHAPS OTHER COUNTRIES. THEREFORE USDEL SHOULD REQUIRE A FULL DISCUSSION AND CLARIFICATION OF CERTAIN POINTS BEFORE JOINING IN ANY ACTION ON THIS DRAFT.

7. REMAINING AGENDA ITEMS WHICH RELATE TO PROGRESS REPORTS BY THE CHAIRMEN OF VARIOUS WORKING PARTIES NEED NO UNCLASSIFIED

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PARTICULAR GUIDANCE. ROGERS

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